

# State Water Resources Control Board SURA

**Division of Water Rights** 

1001 I Street, 14<sup>th</sup> Floor ♦ Sacramento, California 95814 ♦ 916.341.5300 P.O. Box 2000 ♦ Sacramento, California 95812-2000 Fax: 916.341.5400 ♦ www.waterrights.ca.gov

Arnold Schwarzenegger

Governor

Linda S. Adams
Secretary for
Environmental Protection

Mailed 10/18/2007

In Reply Refer to:300:BR:S002593

Brent A. Painter P.O. Box 6 Round Mountain, CA 96084

Dear Mr. Painter:

OWNER ASSIGNMENT FOR STATEMENT OF WATER DIVERSION AND USE NO. S002593, FOR DIVERSION FROM UNNAMED STREAM TRIBUTARY TO MONTGOMERY CREEK IN SHASTA COUNTY

On July 1, 2005 the State Water Resources Control Board, Division of Water Rights (Division) received your Supplemental Statement of Water Diversion and Use (Statement) for 2002, 2003 and 2004, transferring the ownership of the riparian claim from Charles E. Bull to Brent A. Painter.

Division staff updated the primary contact information for Statement No. \$002593 to show the following:

Statement ID:

S002593

Current Owner:

Brent A. Painter

Mailing Address:

P.O. Box 6

Round Mountain, CA 96084

Telephone:

N/A

A Supplemental Statement will be mailed to you every three years. The submittal of a Supplemental Statement is the record of your water use. It is used by the Division to verify existing data and also gives the Division the ability to notify you of water right matters related to your riparian claim.

Should you have questions regarding this matter, please contact me at (916) 341-5376 or brigby@waterboards.ca.gov.

Sincerely,

BILL RIGBY Engineering Associate Data Management Unit

Cc: Charles E. Bull P.O. Box 6

Round Mountain, CA 96084

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BR 10/18/07

California Environmental Protection Agency

Recycled Paper

Name

- 2 -

# State of California, State Water Resources Control Board Division of Water Rights P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>



2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: CHARLES E BULL;

ST-SUPPL (1-05)

CHANGE TO: BRENT A. PAINTER Divine a marting to the

ENIMARIZATIO

STATEMENT NO.: \$002593 CONTACT PHONE NO.: (916)337-6593 PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: CHARLES E BULL BREUT A. PAILTER PO BOX 6> **BOUND MOUNTAIN, CA 96084** PO BOX 6 4300P AS, CA 96084 Ross Source Name: Unnamed Stream MONTGOMERY CREEK Tributary To: Year of First Use: 1878 County: Shasta **Parcel Number: Diversion Within:** NE1/4 of NE1/4 Section 15, T34N, R01E, MB&M Water is Used Under: Riparian claim Pre-1914 right Other (explain): B. Year of First Use: (Please provide if missing above) C. Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below. Amounts below are in: Gallons Million Gallons (MG) Acre-feet (AF) Other Mar July Aug Dec Total Year Jan Feb Apr May June Sept Oct Nov Annual 303.5 401 26.7 40 9.3 41. 40 2004 3 41.3 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. D. 455 \_ acres; Stockwatering \_ \_; Domestic Other (specify) <u>Changes in Method of Diversion</u> – Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water Are you now employing water conservation efforts? YES Describe any water conservation efforts you have initiated: NO ED SPRINKIER SYSTEMS 01 LAND. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: Reduction in Diversions: \_(AF/MG) Year 🔄 (AF/MG) Year Reduction in consumptive use: \_\_ (AF/MG) Year \_ (AF/MG) (AF/MG) Year I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_ 08 17 05 **08** 11 05

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Page 1 of 2

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2.	Wat	er quality and wastewater reclamation
;	a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES NO
	<b>b.</b> ∂}∈	If you are claiming credit due to the sul⊛titution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:
* *.; 		'Amount of reduced diversion: -Year (AF/MG) Year (AF/MG)
		State the type of substitute water supply:
		Amount of substitute water supply used: Year (AF/MG) Year (AF/MG)
		I have data to support the above surface water use reductions due to the use of a substitute water supply. YES NO
3.	Con	junctive use of surface water and groundwater
	a.	Are you now using groundwater in lieu of surface water? YES NO
!	b.	If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
		Year (AF/MG) Year (AF/MG) Year (AF/MG)
		I have data to support the above surface water use reductions due to the use of groundwater. YES NO
soug	ht in	and that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is the future.  that the information in this report is true to the best of my knowledge and belief.
DATI	E: _	6/30/ 2005 at ROULD HOULTAIN, CA California
SIGN	IAT	JRE: LE TELLA FOR BEZZIT A. PAILTER
PRIN	ITE	NAME: BREWIT A. PAINTER
		(first name) (middle initial) (last name)
COM	IPA	NY NAME:
	_	If there is insufficient space for your answers, please use the space provided below.
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

# SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

OWNER OF RECORD: CHARLES E BULL

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# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000

P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

b.	If credit toward use unde polluted water in lieu of a and amounts of reclaime	r a claimed pre 1914 appropria ppropriated water is claimed u d water used:	tive water right through subst nder section 1010 of the Wat	itution of reclaimed w er Code, please show	rater, desalinated water amounts of reduced	er or diversions
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Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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### STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170



# SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

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		OWNER	OF REC	CORD:	CHARLE	S BULL	J		•				et et a	330	***************************************	
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See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

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The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available, including the following:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

State Water Resources Control Board Division of Water Rights P.O. Box 2000 Sacramento, CA 95812-2000

### Gentlemen:

As requested in your letter of 1997, enclosed find my "Supplemental Statement of Water Diversion and Use" for the year 1995.

You are in receipt of a letter to Mr. Koso Nodahara from Mr. Albert E. Puhlman, dated June 24, 1997, together with the requested "Statement of Water Diversion and Use" for the years 1994, 1995, and 1996, which statement shows all six owners of the water involved together with the locations of all three diversions involved. The five other owners of Childs, Bowley, Calkins Ditch have all agreed to have Mr. Albert Puhlman represent them in the filing of all requested "Supplemental Statements of Water Diversion and Use". Contained in the above mentioned letter was the following paragraph: "If I do not hear from you in the next 30 days, I will consider the amendment accepted and all future statements will reflect the addition of owners".

Since 1966, I have filed timely statements of water diversion and use in which I listed all three of the diversions on each and every filing. Your department has failed to include all three diversions in your requested filings at any time.

In view of the 30 years of indifference shown by the Water Resources Control Board Division of Water Rights, and despite the fact we have heard no reply to Mr. Puhlman's letter and filing of June 24, 1997 which would indicate your acceptance of the filing, I cannot be certain of your acceptance.

To protect against this possibility, I am submitting my separate report which is enclosed herewith.

Hoping this meets with your approval. I remain,

Yours truly,

Charles Bull P.O. Box 6 Round Mountain, Ca 96084

cc:

Mr. Albert Puhlman P.O. Box 3 Round Mountain, CA 96084 SINCTIFE TO 10 20 26

# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-1875

# SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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	C. <u>Am</u>	ount of L	<u>use</u> († 16 <u>Jse</u> - Ent	er the ar	nount of	f water u	ised eac	h month	. If mon	thly and	annual	use are	not `
	kno	wn, che	ck the m	onths in	which w	ater wa	s used.						
	Amou	unts belo	w are:	□ Galle	ons	DA.	re-feet	Ç	i (other)		1.		
			* *								3	•-	
	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1					41.3	4010	41.3	41.3	40.0	41.3	40,0		285.2
2					41.3	40,0	41.3	41.3	40,0	413	0		245.2
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3	D. <u>Pur</u>	pose of U	<u>Jse</u> - Sp	י : ecify nun	mber of a	acres irr	igated, s	tock wa	tered, pe	ersons se	erved, et	ic.	S
<b>'</b> 3	Irrig	ation	<u>Jse</u> - Spo 60 ify) _00	7	_acres;	Stockw	igated, s atering _ 	YE	tered, pe	ersons se	erved, et	ic.	Kot
3	Irrig Oth	ation er (speci	ify) <u>60</u>	) ? (2   1-  14	_acres; •ROS	Stockw	atering _ A-C/C/	YES (	S Nedu	SYTACO	omestic	YE SES	Xot Xot Statement
73	Irrig Oth	ation er (speci inges in	ify) <u>60</u>	O I-I IA of Divers	_acres; - <i>ROS</i> sion - De	Stockw Scribe a	atering <u>A-C/C/</u> .ny chan	ges in ye	S NU E	cyr-iad Di≘zo d ect since	omestic	YE SES	Zot Frederic Statement
73	Irrig Oth	ation er (speci inges in	ify) <u>O</u>	O I-I IA of Divers	_acres; - <i>ROS</i> sion - De	Stockw Scribe a	atering <u>A-C/C/</u> .ny chan	ges in ye	S NU E	cyr-iad Di≘zo d ect since	omestic	YE SES	Kot Fred 1977 statement
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73	Irrig Oth E. <u>Cha</u> was	ationer (speci	Method of lew pum	of Diverse p, enlarge	acres;	escribe a rsion da	atering A-C /C.	ges in you on of div	our proje	ect since etc.)	your pre	evious	-:
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73	F. If pa	ationer (speci- er	Method of lew pum	of Diverse p, enlarged in Padd or pollu	acres;	escribe a rsion da	ny chan m, locati reclaim e space l	ges in you on of div	our projection, of	ect since etc.)	your pre	evious services at the	annual

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# STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 SACRAMENTO, CA 95814 (916):322-4503 (916):322-4503 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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# STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 P ST. SACRAMENTO, CA (916) 322-4503

# SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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	ROUND	MOUNT	AIN,	CA 96	084						TE	I EDHON	E NUMBER:
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1986		<b>Jan</b> 100		16.2	38-7	37.6	38.7	38.7	37.5	39.7	2.5	5	248.5
1987	·			4.9	38.0	36.5	38.0	38.0	36.9	33.0	17.	2	247.5
B. <u>Purp</u>	ose of	Use -	Specif	y numl	per of	acres	irrigat	ed, s	tock v	vatere	d, pe	ersons s	served, etc.
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# \* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*

# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

# SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

		MENT NO		2593 CHARLES	S BULL	ı					. 1	J. VIE	1995	
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s	OURCE	: UNST	<b>r</b>		,			*** ; *	•			RIGHTS TO	80 : II #	SOURCE
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(If	any of	the abo	ove info	rmation during th	is inacci	urate or	E missing,	please	correct.	. Notify	•		ership	or
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**CONTINUE ON BACK PAGE** 

# E. Changes is Method of Diversion - Describe any changes in your project since your previous statement was filed. New pump, enlarged diversion dam, location of diversion, etc.) F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below. I declare under penalty of perjuny that the information in this report is true to the best of my knowledge and belief. DATED: June 30 1995, at Round Mountain , California SIGNATURE: Charles Bull PRINTED NAME: CHARLES BULL EDWARD BULL COMPANY NAME: FERRY MILL RANGED COMPANY NAME: FERRY MILL RANGED

### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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# STATE OF CALEFORNIA THE RESOURCES AGENCY STATE WATER RIGHTS BOARD

# STATEMENT OF WATER DIVERSION AND USE

This statement should be to pewritten or legibly written in ink.

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		tain, C					
Name of body of water at point	of diversion	Tributa	ries. of	Montgo	mery Cr	eek	
Tributary to Pit Rive (1) Hear	er center <b>of</b>	Soc alu	<u>.</u>				***
L. Place of diversion (2) 1/4 .	N.E. J. Section	on 15	Township	34N . R	ange II. E	. м.	D. Rew
Shasta (3)	N.E. nty, or locate it of	on sketch of	section erid	34N	I E	ed to seed	on lines on
prominent local fundmarks. (Sh	own on ma	p on re	verse s	ide)	-ac with teBa	id to secti	our mics or
Name of work, "Childs -							·
Capacity of diversion works tw	o-ninths	interest	in di	tch of	approx.	3 cubic feet	per second
Suparity of storage reservoir 2	ponds to	taling a	approx.	2 acre	-feet	Aliphy &	t destates
So to quantity of water used each r	month in gallons	or acre-feet				ácfe-Teft	
Year Jan. Feb. Mar.	Apr. May	June Jul	y Aug.	Sept. C	Oct. Nov.	Dec.	Total Annual
	(A)		<u> </u>	X	X (A)		Annuat
(A) depending on se	ason, irr	igation			used in	May a	nd Nov.
acres of each crop arrigated average	or number of ass	**************************************	nen water	was used. St	te extent of	use in unit	s, such as
are of each crop impaced, acras to entire available groperty, the agreement	ROW IS	used by	the jo	int own	d etc. GUT	the di	e dry s
oroperty, the aereage of t d. on reverse	oi-pastu side)	re and c	rchard	isriga	ted is	Covern	ed by t
Marking and the state and the second	nevčars " <b>est</b> "	. b acre				gallons acre-fee:	
Minimum annual water use in rever		• 4 acre	<b>)</b>	er acre	)	gallons -	
Type of diversion facility: gravity	· X , pumi	P					•
Method of measurement: weir	. flume	•			ter meter		
Purpose of use (what water is being water is being.	ng used for) 1	rrigatio	n.of.p	asture,	orchar	i, and	stock
				***************************************		***********	
	place of use (use	sketch of se	ction grid o	n reverse sic	le if you desi	re) S.B.	t of t
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